

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

DOCKET NO. 2000-883

MAY 2, 2001

BOOTHBAY HARBOR WATER SYSTEM
Revision to Terms and Conditions

ORDER APPROVING
TERMS & CONDITIONS

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

SUMMARY

The Commission approves the Boothbay Harbor Water System (System) changes to its Terms and Conditions.

BACKGROUND AND DECISION

On December 26, 2000, the System filed with the Commission, pursuant to 35-A M.R.S.A. §307, proposed revisions to its schedule of Terms and Conditions consisting of Pages 1 through 32. Pages 4 through 5, 13 through 15, 17 through 27, and 29 through 32 were all originals. Pages 6 through 12, 16, and 28 were First Revisions. Pages 1 through 3 were all Second Revision. The revisions were proposed to become effective on November 25, 2000.

The Commission Staff reviewed the proposed Terms and Conditions with the System and suggested several minor changes. The System subsequently filed, on March 08, 2001 further revisions to the proposed schedule of terms and conditions.

We have now reviewed the revised Terms and Conditions and find them to be acceptable.

Accordingly, we

ORDER

1. That Suspension Order No. 1, issued November 25, 2000, is hereby lifted;

2. That the Boothbay Harbor Water System schedule of Terms and Conditions, consisting of Pages 1 through 3 – all Second Revision, Pages 4 through 5 – all Original, Pages 6 through 10 – all First Revision, and Page 12 – First Revision filed on March 8, 2001, are hereby approved to become effective for service rendered on or after April 30, 2001;
3. That the Boothbay Harbor Water System schedule of Terms and Conditions consisting of Pages 1 through 3 – all Second Revision, Pages 4 through 5 – all Original, Pages 6 through 12.1 – all First Revision, Pages 13 through 16 – all Original, Page 17 – First Revision, Pages 18 through 31 – all Original, Page 32 – First Revision, and Pages 33 through 37 – all Original, which became effective by operation of law on September 28, 1998, are allowed to be withdrawn and shall cease to be effective.

Dated at Augusta, Maine, this 2nd Day of May 2001.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR:

Welch
Nugent
Diamond

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Civil Procedure, Rule 73, et seq.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

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